

UNITED STATES DISTRICT COURT
FOR THE
WESTERN DISTRICT OF WASHINGTON

CLE-ESTHER PHILON,

Plaintiff,

vs.

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant

Civil No. 3:06-cv-5537-RBL-KLS

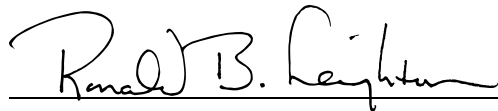
ORDER FOR REMAND

Based on the stipulation of the parties, it is hereby ORDERED that the above-captioned case be reversed and remanded for further administrative proceedings, including, but not limited to, the following actions: the administrative law judge (ALJ) will further address Plaintiff's impairments, including her peripheral neuropathy, degenerative changes of the knee, and anemia; the ALJ will evaluate the opinion of medical expert Robert Bain, M.D., regarding possible side

1 effects, including fatigue, of medication (Tr. 369); the ALJ will address Plaintiff's subjective
2 complaints and the statement of Plaintiff's sister, Peggy D. McClean (Tr. 112), under Social
3 Security Ruling 96-7p and Social Security Ruling 06-3p; if necessary, the ALJ will obtain medical
4 expert testimony and obtain an updated consultative examination; the ALJ will reassess Plaintiff's
5 residual functional capacity; and the ALJ will further consider whether Plaintiff can perform her
6 past relevant work and, if warranted by the expanded record, obtain supplemental vocational
7 expert testimony if the sequential evaluation proceeds to step five.
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10 This case is reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g).
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12 DATED this 6th day of April, 2007.
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16 RONALD B. LEIGHTON
17 UNITED STATES DISTRICT JUDGE

18 Recommended for Entry:
19

20 s/ Karen L. Strombom
21 UNITED STATES MAGISTRATE JUDGE

22 Presented by:
23

24 s/ Daphne Banay
25 Daphne Banay
26 Special Assistant U.S. Attorney
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